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PTO/SB/21 (04-04)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/879,329
		Filing Date	June 12, 2001
		First Named Inventor	Ethan R. Signer
		Art Unit	1636
		Examiner Name	Sullivan, Daniel M.
Total Number of Pages in This Submission	14	Attorney Docket Number	408445

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply including Exhibit I	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	-Certificate of Mailing
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	-Return Postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

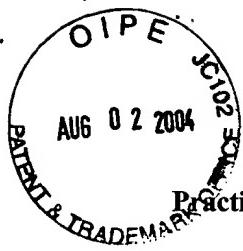
Firm or Individual name	Dan Cleveland, Jr., Reg. No. 36,106
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Date	8/2/04

CERTIFICATE OF TRANSMISSION/MAILING 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service "Expresss Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

Typed or printed name	Linda Levin	Date	8/2/04
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Practitioner's Docket No. 408445

PATENT

IN THE UNITED STATES PATENT OFFICE

In re application of: Signer, Ethan R. et al.
Application No.: 09/879,329 Group No.: 1636
Filed: June 12, 2001 Examiner: Sullivan, Daniel M.

For: **REMOVAL OF SELECTABLE MARKERS FROM TRANSFORMED CELLS**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

"Express Mail" Label number EL 993396935 US
Date of Deposit: August 2, 2004

I hereby state that the following *attached* papers:

- 1) Transmittal (1 page)
- 2) Fee Transmittal in duplicate for fee processing (2 pages)
- 3) Response to Office Action mailed April 1, 2004 including Exhibit I (8 pages)
- 4) Petition for One Month Extension of Time in duplicate for fee processing (2 pages)
- 5) Certificate of Mailing (1 page)
- 6) Return Postcard

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Linda Levin



Patent
Attorney Docket No.: 408445
U.S. Express Mail Label No. EL 993396935 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Signer, Ethan R. et al.
Application No.: 09/879,329
Filed: June 12, 2001

Confirmation No.: 4053
Group No.: 1636
Examiner: Sullivan, Daniel M.

For: **REMOVAL OF SELECTABLE MARKERS FROM TRANSFORMED CELLS**

**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

AMENDMENT

This communication responds to the Office Action dated April 1, 2004, and is timely filed on Monday August 2 with a one month extension where the deadline of August 1, 2004 fell on a Sunday.

Written Request Pursuant to 37 C.F.R. §1.136(a)(3):

Please accept this authorization to treat any concurrent or future reply that requires a petition for extension of time for its timely submission as though the reply incorporates a petition for extension of time for the appropriate length of time. A one-month extension of time is requested.

Amendments to the claims begin on page 2.

Remarks begin on page 5.

Attached: One Exhibit I